

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JIMI ROSE,

Plaintiff,

v.

CITY OF ALLENTOWN, and
ZONING BOARD OF THE CITY OF
ALLENTOWN,

Defendants.

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CIVIL ACTION

NO. 02-CV-3842

ORDER

AND NOW, this 23rd day of August, 2004, it is hereby ORDERED that Defendants' Motion for Summary Judgment (Dkt. No. 33) is DENIED. It is further ORDERED that Plaintiff's Motion to Dismiss Defendants' Claims as Moot (Dkt. No. 47) is DENIED as moot.

BY THE COURT:

Legrome D. Davis, Judge